

**CRIMINAL DOCKET  
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
<b>THE UNITED STATES</b>  <b>vs.</b>  Morgan Edward Donahou	<i>For U. S.:</i> Nathan G. Graham   <i>For Defendant:</i> Mallie M. Norton 3545 E. 51st, Tulsa <del>A. C. Saunders (Ct. Appt.)</del> <del>Natl. Bank of Tulsa Bldg.</del> <del>Tulsa, Okla. 74103</del> <del>Joseph LeDonne, Jr. (Apptd.)</del> <del>Center Office Bldg. with</del> <del>Tulsa, Okla.</del> drawn, 6-29-70

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 4-30-70	Clerk				
J.S. 3 mailed 10-30-70	Marshal				
Violation Firearms	Docket fee				
Title 18 (2 Cts.)					
Sec. 922(a)(6) & 924(a)					

DATE	PROCEEDINGS
4-30-70	Indictment, filed in open court. m
4-30-70	Record vote of the Grand Jury, filed in open court. m
4-30-70	Appearance bond of the deft. in the amt. of \$1,000.00, filed. m
4-30-70	Order specifying methods and conditions of release, filed. m
5-13-70	Deft. present and represented. Deft. previously furnished copy of indictment, waives reading, arraigned & enters pleas of NOT GUILTY as to each of Cts. 1 & 2. Deft's counsel given 10 days to file motions & case to be set for jury trial. Deft. requests another attorney be appointed to represent him and Court allows A. C. Saunders to withdraw as counsel & Clerk to select a new attorney to represent deft. (Clerk selects Joe LeDonne, Jr., and it is ordered by the Court that he shall be the court appointed atty. to represent the deft.) Court fixes bond at \$5,000 cash or surety & deft. committed to custody of U.S. Marshal until bond is posted. (LB-J)m
5-22-70	Bond in the sum of \$5,000.00, filed; surety - United Bonding Insurance Company and Bill J. Chashall. b
5-22-70	Order specifying methods and conditions of release, filed. b
6-3-70	Case set for Jury Trial Monday, June 22, 1970 at 9:30 A.M. (AEB-J)v (OVER)

DATE	PROCEEDINGS
6-10-70	Application to withdraw as Counsel, filed by Joseph LeDonne, Jr. Filed. v
6-16-70	Minute Order; Application of Joe LeDonne, Jr., (Appt.) to withdraw as counsel granted, and Mallie Norton, Attorney has been retained as counsel by the defendant.h(AEB-J)h
6-22-70	Defendant present in person and represented. Defendant waives jury trial. Waiver signed, approved and filed in open court, and case stricken from jury docket of this date, and to be reset for non-jury trial. Bond of the defendant to continue. Notice of appearance of Mallie M. Norton filed in open court, and attorney Joe LeDonne directed to prepare proper order withdrawing as counsel.(AEB-J)h
6-29-70	Order, that Joseph LeDonne, Jr., Court Appointed Counsel, be allowed to withdraw as counsel of record, filed. (AEB-J) ds <i>Copy mailed LeDonne</i>
6-29-70	Two (2) U. S. Subpoenas returned, filed - served Thelma Beaty and J. W. Turner, personally at Tulsa and Sapulpa, Okla. on 6-10-70 and 6-18-70,b
10-7-70	Case set for jury trial Monday 10-26-70 at 9:30 a.m. (AEB-J)m
10-13-70	Motion to Dismiss Indictment, filed by Pltf. filed. v
10-15-70	,Order that the indictment be and it is hereby dismissed. (AEB-J)v filed.

UNITED STATES COMMISSIONER

Northern DISTRICT OF Oklahoma

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Jack C. Silver 411 U.S. Courthouse, Tulsa, Okla.  
(Name of commissioner) (Address)

COMMISSIONER'S  
DOCKET NO. 1 CASE No. 105  
THE UNITED STATES  
vs.  
Morris E. Donahou, Jr.

Complaint filed on Jan. 27, 1970, by Earl F. Burnett  
Official title Special Investigator, charging violation of  
United States Code, Title 18, Section 922 (a-6) Jan 27,  
1970, at Tulsa, Okla. in the  
division of the Northern district of Oklahoma  
as follows: possess a firearm after a prior felony  
conviction in violation of Title 18, USC 922, after  
purchasing said firearm and making a false state-  
ment in connection on the acquisition of firearm.

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date Jan. 27, 1970 Warrant/Summons for Morris E. Donahou, Jr.  
(Name of defendant)  
to (name and title of officer) U.S. Marshal or any authorized Officer  
Substance of return

Date Warrant/Summons for  
(Name of defendant)  
to (name and title of officer)  
Substance of return

FILED  
17254  
FEB 4 1970  
M. M. EWING, CLERK  
U. S. DISTRICT COURT

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date Jan. 28, 1970 Arrested by Harry Connolly  
U.S. Marshal  
on warrant of Ben Ballenger  
(Name of issuing officer)  
without warrant.  
Appearances { for United States Hubert H. ~~XXXXXX~~ Bryant  
(Name) (Address)  
for accused  
(Name) (Address)

Proceedings taken On January 28, 1970, the above defendant present and not  
(Here insert with dates, when appropriate, a serialtim account of essential steps taken at hearing such as "complaint prepared,"  
represented by counsel, advised as to counsel, waives counsel and waiver of

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"  
counsel signed: advised of the charge and to a preliminary hearing, the

if that is the fact; any adjournments taken, etc.

accused waives preliminary hearing. Bond fixed in the amount of \$1,000.00

unsecured bond. The accused ask for court appointed counsel and signs the

deft' s affidavit. A. C. Sanunders is appointed counsel for the accused.

The accused signed the Waiver of Counsel for the commissioner hearing.

Outcome 1-28-70 Preliminary Hearing Waived, held for court action.

Bail fixed Jan. 28, 1970 Amount, \$1,000.00 Bonded Jan. 28, 1970, by cash  
deposited by (name) Address  
transmitted to clerk of district court, 19 [or] by surety  
(name) Address  
(name) Address, who  
justified by affidavit dated, 19, [or] committed to  
on, 19

SUBPOENAS FOR WITNESSES ISSUED:

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
at request of (name of party) \_\_\_\_\_  
Substance of return \_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
at request of (name of party) \_\_\_\_\_  
Substance of return \_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
at request of (name of party) \_\_\_\_\_  
Substance of return \_\_\_\_\_

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date \_\_\_\_\_ Appearances for \_\_\_\_\_

{ United States (Name) \_\_\_\_\_  
(Address) \_\_\_\_\_  
Accused (Name) \_\_\_\_\_  
(Address) \_\_\_\_\_

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing \_\_\_\_\_ names certified to United States Marshal for payment \_\_\_\_\_, 19\_\_\_\_  
Proceedings taken January 28, 1970, the accused waived preliminary examination  
and is held for court action.

Outcome \_\_\_\_\_

Bail fixed \_\_\_\_\_, 19\_\_\_\_ Amount, \$ \_\_\_\_\_ Bonded \_\_\_\_\_, 19\_\_\_\_, by cash  
deposited by (name) \_\_\_\_\_ Address \_\_\_\_\_, 19\_\_\_\_  
transmitted to clerk of district court \_\_\_\_\_  
[or] by surety (names) \_\_\_\_\_ Address \_\_\_\_\_  
and \_\_\_\_\_ Address \_\_\_\_\_  
who justified by affidavit \_\_\_\_\_, 19\_\_\_\_ Committed to \_\_\_\_\_  
on \_\_\_\_\_, 19\_\_\_\_

Certified to be a correct transcript.

Made this 28th day of January, 19 70

Transmitted to Clerk of United States District Court for the Northern  
district of Oklahoma, January 28, 19 70

  
United States Commissioner.

## UNITED STATES COMMISSIONER

Northern DISTRICT OF Oklahoma

## RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Benjamin B. Ballenger 111 U. S. Court House, Tulsa, Okla.  
(Name of commissioner) (Address)COMMISSIONER'S  
DOCKET NO. 2 CASE NO. 578  
THE UNITED STATES  
vs.

Morris E. Donahou, Jr.

Complaint filed on Jan. 27th, 1970, by Earl F. Burnett,  
Official title Spec. Inv. AT&F, charging violation of  
United States Code, Title 18, Section 922(a)(6) Jan. 27  
1970, at Tulsa in the  
division of the Northern district of Oklahoma  
as follows: possessed a firearm after a prior felony  
conviction in violation of T. 18, USC Sec. 1202(a)(1)  
and making a false statement

(Here insert brief summary of facts constituting offense charged)

## WARRANTS OR SUMMONS ISSUED:

Date Jan. 27, 1970 Warrant/Summons for Morris E. Donahou, Jr.  
(Name of defendant)  
to (name and title of officer) the United States Marshal or any other authorized officer:  
Substance of returnDate Warrant/Summons for  
to (name and title of officer)  
Substance of return17251  
FILED  
17251  
JAN 30 1970

## PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date Arrested by { on warrant of M. M. EWING, CLERK  
(Name of issuing officer)  
without warrant.Appearances { for United States (Name) (Address)  
for accused (Name) (Address)Proceedings taken  
(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

if that is the fact; any adjournments taken, etc.

Hearing held by Commissioner Jack C. Silver.

/s/ Benjamin B. Ballenger

## Outcome

Bail fixed, 19 Amount, \$ Bonded, 19, by cash  
deposited by (name) Address  
transmitted to clerk of district court, 19 [or] by surety  
(name) Address  
(name) Address, who  
justified by affidavit dated, 19, [or] committed to  
on, 19

SUBPOENAS FOR WITNESSES ISSUED:

....., 19....., for (name of witness).....  
at request of (name of party).....  
Substance of return.....  
....., 19....., for (name of witness).....  
at request of (name of party).....  
Substance of return.....  
....., 19....., for (name of witness).....  
at request of (name of party).....  
Substance of return.....

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date..... Appearances for

United States (Name) .....  
(Address) .....  
Accused (Name) .....  
(Address) .....

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing..... names certified to United States Marshal for payment....., 19.....  
Proceedings taken.....

Outcome.....

Bail fixed....., 19..... Amount, \$..... Bonded....., 19....., by cash  
deposited by (name)..... Address.....  
transmitted to clerk of district court....., 19.....  
[or] by surety (names)..... Address.....  
and..... Address.....  
who justified by affidavit....., 19..... Committed to.....  
on....., 19.....

Certified to be a correct transcript.

Made this 29th day of January, 19 70  
Transmitted to Clerk of United States District Court for the northern  
district of Oklahoma, January 29th, 1970

Benjamin B. Ballenger

United States Commissioner.

**UNITED STATES COMMISSIONER**  
NORTHERN DISTRICT OF OKLAHOMA

**RECORD OF PROCEEDINGS—MISCELLANEOUS**

BEFORE Morris L. Bradford, U. S. Court House, Tulsa, Oklahoma  
(Name of Commissioner) (Address)

This form should be used to record proceedings for which Forms AO 100 and AO 101 are not adapted, such as applications for search warrants, extradition proceedings, depositions in civil cases, proceedings for the release of poor convicts, references in civil or admiralty cases, attachments and subsequent hearings in internal revenue matters, proceedings to settle or certify nonpayment of seamen's wages, civil rights proceedings, detentions of witnesses on removal proceedings in connection with criminal proceedings, if not included in Form AO 100, etc. A separate page should be used for each proceeding, showing the title of the case, its nature, and the date and nature of each step taken.

Commissioner's

Docket No. 1, Case No. 81

UNITED STATES OF AMERICA

vs.  
 MORGAN EDWARD DONAHAU

Violation of Federal Firearms Act

**FILED**  
12,251  
 MAY 22 1970

(Nature of proceeding)

M. M. EWING, CLERK  
 U. S. DISTRICT COURT

DATE	
5/14/70	The defendant appeared before the Honorable Luther Bohanon, United States District Judge, for the purpose of entering a plea to charge set forth above on May 13, 1970. The defendant having been previously arraigned was on his personal bond of \$1,000.00. At hearing on May 13 the defendant advised that he did not desire the services of his previously court appointed attorney and the Court permitted the withdrawal of said court appointed attorney and re-set the defendant's bond at \$5,000.00 cash or surety. In lieu of bond, the defendant was committed to the custody of the United States Marshal. On May 14, 1970 the defendant appeared before the undersigned U. S. Commissioner and posted surety bond in the amount of \$5,000.00 and upon approval of said bond by the Commissioner said defendant was released from the custody of the Marshal.

*Morris L. Bradford*  
 Morris L. Bradford, U. S. Commissioner





UNITED STATES COMMISSIONER  
Northern DISTRICT OF Oklahoma

## RECORD OF PROCEEDINGS—MISCELLANEOUS

BEFORE Benjamin B. Ballenger, 411 U. S. Court House, Tulsa, Okla.  
(Name of Commissioner) (Address)

This form should be used to record proceedings for which Forms AO 100 and AO 101 are not adapted, such as applications for search warrants, extradition proceedings, depositions in civil cases, proceedings for the release of poor convicts, references in civil or admiralty cases, attachments and subsequent hearings in internal revenue matters, proceedings to settle or certify nonpayment of seamen's wages, civil rights proceedings, detentions of witnesses on removal proceedings in connection with criminal proceedings, if not included in Form AO 100, etc. A separate page should be used for each proceeding, showing the title of the case, its nature, and the date and nature of each step taken.

## Commissioner's

Docket No. 2, Case No. 577

United States of America

vs.

## John Doe Premises

~~(Morris E. Donahou, Jr.)~~

# Affidavit for Search Warrant

filed January 27, 1970 by Earl  
F. Burnett, Special Inv., AT&F

(Nature of proceeding)

**FILED**  
17251  
JAN 30 1970

M. M. EWING, CLERK  
U. S. DISTRICT COURT

DATE  
1970

Jan. 28

Above search warrant executed January 28, 1970 at 11:15 A. M. by

searching premises and leaving a copy of the warrant with Jerry Cagle and the following property inventoried in the presence of Carl Gardner, Deputy U. S. Marshal and a receipt for the items seized. 1 - Swiss Rifle, cal. 7.5 MM Ser #464116 and 1 - Browning Automatic Shotgun, 12 ga. Ser. #C12339.

[illegible]

DATED Jan. 29th, 19 70

**Benjamin B. Ballenger** *United States Commissioner*